

IN THE SUPREME COURT OF THE STATE OF NEVADA

BARRY JAMES RIVES, M.D. and
LAPAROSCOPIC SURGERY OF
NEVADA, LLC,

Appellants/Cross-Respondents,
vs. No.: 80271

Electronically Filed
Feb 10 2021 07:12 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

TITINA FARRIS and PATRICK
FARRIS,

Respondents/Cross-Appellants.

BARRY JAMES RIVES, M.D. and
LAPAROSCOPIC SURGERY OF
NEVADA, LLC,

Appellants,
vs. No.: 81052

TITINA FARRIS and PATRICK
FARRIS,

Respondents.

Appeal from the Eighth Judicial
District Court, the Honorable
Joanna S. Kishner Presiding

MOTION FOR EXTENSION OF TIME TO FILE
RESPONDENTS/CROSS-APPELLANTS' ANSWERING BRIEF
ON APPEAL AND OPENING BRIEF ON CROSS-APPEAL
(Third Request)

Respondents/Cross-Appellants, Titina Farris and Patrick Farris
("Respondents/Cross-Appellants"), by and through their counsel of

record, respectfully move this Honorable Court, pursuant to NRAP 31(b), for an extension of two weeks in which to file their combined answering brief on appeal and opening brief on cross-appeal.

Respondents/Cross-Appellants' combined brief was originally due November 12, 2020. Respondents/Cross-Appellants filed their appendix on February 10, 2021, which consists of 20 volumes. This Court previously granted a second extension of time to February 10, 2021. No request for additional time has been denied or denied in part. If this Court grants this request for an extension of two weeks, Respondents/Cross-Appellants' combined brief will be due on February 24, 2021. Pursuant to Rule 26, "[f]or good cause, the court may extend the time prescribed by these Rules or by its order to perform any act. . . ." NRAP 26(b)(1)(A).

Good cause to grant the requested extension for the following reasons:

1. Respondents/Cross-Appellants' counsel, Micah S. Echols of Claggett & Sykes and his appellate team tested positive for COVID-19, along with their spouse and children. After experiencing severe illness and fatigue related to COVID-19 for over two weeks, Mr. Echols and his

team are just returning to work full-time this week. This recent bout of COVID-19 among Mr. Echols and his appellate team has caused an unforeseeable delay in completing the combined answering brief on appeal and opening brief on cross-appeal in sufficient time to allow co-counsel to review the brief.

2. Given the complex nature and numerous issues raised by this appeal, it is vital that co-counsel have sufficient time to review the combined brief.

For the foregoing reasons, Respondents/Cross-Appellants respectfully request a two-week extension of time, until February 24, 2021, within which to file their combined answering brief on appeal and opening brief on cross-appeal.

Dated this 10th day of February 2021.

CLAGGETT & SYKES LAW FIRM

/s/ Micah S. Echols

Micah S. Echols, Esq.

Nevada Bar No. 8437

Attorneys for Respondents/Cross-Appellants, Titina Farris and Patrick Farris

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **MOTION FOR EXTENSION OF TIME TO FILE RESPONDENTS/CROSS-APPELLANTS' ANSWERING BRIEF ON APPEAL AND OPENING BRIEF ON CROSS-APPEAL (Third Request)** was filed electronically with the Supreme Court of Nevada on the 10th day of February 2021. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

Kim Mandelbaum
George Hand
Robert Eisenberg
Tara Clark Newberry
Kimball Jones
Jacob Leavitt
Chad Couchot
Thomas Doyle
Aimee Clark Newberry

/s/ Anna Gresl
Anna Gresl, an employee of
Claggett & Sykes Law Firm